



**AGENDA  
CITY COUNCIL  
REGULAR SESSION  
MONDAY, FEBRUARY 5, 2024  
6:30 PM**

The Krum City Council will hold a Regular Session of the City Council in the Council Chambers of City Hall located at 146 W McCart Street, Krum, Texas on **Monday, February 5, 2024 at 6:30 pm**. This meeting may also be accessed at <https://meet.goto.com/714217997>. This meeting is open to the public and subject to open meeting laws of the State of Texas.

Pursuant to § Section 551.071 of the Texas Government Code, the City Council may convene an Executive Session at any time during the meeting as deemed necessary to obtain advice from the City Attorney regarding any posted agenda item.

**A. CALL TO ORDER**

**B. ANNOUNCE QUORUM PRESENT**

**C. INVOCATION & PLEDGE OF ALLEGIANCE TO THE U.S. FLAG & TEXAS FLAG**

*"Honor the Texas Flag - I pledge allegiance to thee, Texas, one state under God, one and indivisible."*

**D. PRESENTATIONS & PROCLAMATIONS**

1. Presentation - Chief Ken Swindle
2. Proclamation - First United Bank - United Acts of Kindness Day - February 17, 2024

**E. CITIZEN'S AGENDA**

The City Council invites citizens to speak on any topic. However, unless the item is specifically noted on this agenda, the City Council is required under the Texas Open Meetings Act to limit its response to responding with a statement of specific factual information, reciting the City's existing policy, or directing the person making the inquiry to visit with City Staff about the issue. No Council deliberation is permitted. Per City of Krum Code of Ordinances Section 1.04.011(c) each speaker shall be afforded three (3) minutes to speak.

**F. CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine and will be enacted with one (1) motion. If discussion is desired by the Mayor or Council Member, then that item will be removed from the Consent Agenda and will be considered separately.

1. Consider and take action regarding approval of the minutes from the Regular Meeting held on January 2, 2024. Staff Resource: L. Cabrera

2. Consider and take action regarding the approval of Ordinance No. 2024-796 being an Ordinance of the City Council of the City of Krum, Texas, ordering a General Election to be held on Saturday, May 4, 2024; providing for the designation of the polling place and manner of holding said election; providing for the designation of the early voting polling place; providing for the designation of the early voting clerk; providing for the posting and publication of notice; providing for the appointment of election officers; providing a severability and conflicts clause; and providing for an immediate effective date. Staff Resource: L. Cabrera

Considerar y tomar acción con respecto a la aprobación de la Ordenanza No. 2024-796 siendo una ordenanza del Concejo Municipal de la Ciudad de Krum, Texas, que ordena una elección general que se realizará el Sábado 4 de Mayo de 2024; disponiendo la designación del lugar de votación y la forma de celebrar dicha elección; disponible para la designación del lugar de votación anticipada; disponible para la designación del secretario de votación anticipada; disponer para la publicación y publicación de avisos; disponiendo para el nombramiento de funcionarios electorales; proporcionando una cláusula de divisibilidad y conflictos; y proporcionando una fecha de vigencia inmediata

3. Consider and take action regarding approval of a Joint Election Agreement and Contract with Denton County Elections Administrator to hold the General Election on May 4, 2024 and authorize the Mayor to execute all said documents. Staff Resource: L. Cabrera
4. Consider and take action regarding a budget amendment to the EDC Budget for the Fiscal Year 2023-2024. Staff Resource: L. Cabrera
5. Consider and take action regarding the approval of Ordinance No. 2024-797 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances Chapter 13, "Utilities," Article 13.14, "Stormwater Utility Protection," Section 13.14.006, "Construction Site Stormwater Runoff Control Measures," Subsection (b), "Requirements for all construction sites" to add regulations for individual lots within a subdivision to install control measures; providing for incorporation of premises; providing for findings; providing for amendments to the code of ordinances; providing a cumulative repealer clause; providing for savings; providing for severability; providing for penalty, providing for a publication; providing for engrossment and enrollment; and providing an effective date. Staff Resource: L. Cabrera
6. Consider and take action regarding the approval of Ordinance No. 2024-798 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances Chapter 12, "Traffic and Vehicles," Article 12.04, "Parking," Division 2, "Oversized Vehicles, Trailers and Equipment," Subsection 12.04.031, "Off Street Parking of Oversized Commercial Motor Vehicles," and Subsection 12.04.033, "Parking in Residential Districts," to restrict the parking of said vehicles in residentially zoned properties; providing for incorporation of premises; providing for findings; providing for amendments to the code of ordinances; providing a cumulative repealer clause; providing for savings; providing for severability; providing for penalty, providing for a publication; providing for engrossment and enrollment; and providing an effective date. Staff Resource: L. Cabrera
7. Consider and take action regarding the approval of Resolution No. 2024-02-01 being a Resolution of the City Council of the City of Krum, Texas authorizing continued participation with the Steering Committee of Cities served by Oncor; and authorizing the payment of ten

cents per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC. Staff Resource: L. Cabrera

8. Consider and take action regarding entering into a five (5) year service contract agreement with Axon Enterprise Inc. for police equipment and video storage services and authorize the Mayor to execute all documents. Staff Resource: T. Hargis

**G. ITEMS FROM THE PLANNING AND ZONING COMMISSION**

1. Case # ZON-2024-01 (1173 Office Park Addition) to conduct a Public Hearing to receive citizens comments and to consider approval of Ordinance No. 2024-799 being an Ordinance of the City Council of the City of Krum, Texas amending the Official Zoning Map for the City by changing the zoning on an approximately 1.571 acres of land described as Lots 1 & 2, Block 1, 1173 Office Park Addition filed in the plat records of Denton County Texas (P.R.D.C.T.) on January 14, 2021 Doc Number 2021-2 more generally described as being located on the North Side of FM 1173 northwest of the intersection with FM 1173 and Thoroughbred Dr. and being more particularly described in the attached Exhibit "A", and Exhibit "B" attached hereto and incorporated herein, from Commercial (C) to Retail (R) District; providing for incorporation of premises; providing for findings; providing for amendment of the official zoning map; providing for authorized land uses and development standards; requiring compliance with zoning regulations and all other applicable ordinances; providing a cumulative repealer clause; providing for savings; providing severability; providing for penalty; providing for publication; providing for engrossment and enrollment; and providing an effective date. Staff Resource: E. McRoy
  - a. Staff Presentation
  - b. Open Public Hearing
  - c. Receive Citizen's Comments
  - d. Close Public Hearing
  - e. Discuss and Consider approval of Ordinance No. 2024-799
2. Case # RES-2023-01 (Bare Bones Automotive) to discuss, consider and take action regarding Resolution No. 2024-02-02 being a Resolution of the City Council of the City of Krum, Texas delegating the authority to abandon, vacate, and release a certain Fire Lane Easement upon completion of required actions by property owner; ordering recording; and providing an effective date. Staff Resource: E. McRoy
3. Conduct a Public Hearing to receive citizen's comments and consider approval of Ordinance No. 2024-800 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances Chapter 14, "Zoning," Exhibit 14A "Zoning Ordinance," Part II, "Zoning Procedures and Administration," Section 9, "Board of Adjustments (BOA)," Subsection 9.2, "Members; Terms of Office," to amend the serving term dates; amending Chapter 14, "Zoning," Exhibit 14A "Zoning Ordinance," Part IV, "Use Regulation Section," Section 37, "Use Regulations," Subsection 37.1(d) "Classification of New/Unlisted Uses," to amend the procedure for adding new or unlisted uses; amending Chapter 14, "Zoning," Exhibit 14A "Zoning Ordinance," Part IV, "Use Regulation Section," Section 37, "Use Regulations," Subsection 37.2 "Use Chart," to amend the use charts relating to Tattooing/Body Art Establishment; providing a cumulative repealer clause; providing severability; providing for savings; providing for a penalty not to exceed \$2,000.00 and a separate offense shall be deemed committed each day during or on which a violation occurs or continues and including provisions for the authorization to seek injunctive relief to enjoin

violations which constitute an imminent hazard or danger to the public health and safety; providing a publication clause; providing for engrossment and enrollment; and providing an effective date. Staff Resource: E. McRoy

- a. Staff Presentation
  - b. Open Public Hearing
  - c. Receive Citizen's Comments
  - d. Close Public Hearing
  - e. Discuss and Consider approval of Ordinance No. 2024-800
4. Conduct a Public Hearing to receive citizen's comments and consider approval of Ordinance No. 2024-801 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances Chapter 14, "Zoning," Exhibit 14A "Zoning Ordinance," Part IV, "Use Regulation Section," Section 37, "Use Regulations," Subsection 37.2 "Use Chart," to amend the use charts relating to sexually oriented businesses; providing a cumulative repealer clause; providing severability; providing for savings; providing for a penalty not to exceed \$2,000.00 and a separate offense shall be deemed committed each day during or on which a violation occurs or continues and including provisions for the authorization to seek injunctive relief to enjoin violations which constitute an imminent hazard or danger to the public health and safety; providing a publication clause; providing for engrossment and enrollment; and providing an effective date. Staff Resource: E. McRoy
- a. Staff Presentation
  - b. Open Public Hearing
  - c. Receive Citizen's Comments
  - d. Close Public Hearing
  - e. Discuss and Consider approval of Ordinance No. 2024-801

## **H. REGULAR ITEMS**

1. Discuss, consider and take action regarding approval of an Application for Business Incentive for the property at 242 W. McCart Street for the installation of a fire alarm system as requested by Judith Holley. Staff Resource: L. Cabrera
2. Discuss, consider and take action regarding a Professional Service Contract with Teaque, Nall & Perkins (TNP) to complete a feasibility study for the Hopkins Road reconstruction project and authorize the Mayor to execute said documents. Staff Resource: N. Vincent & J. Higgins
3. Discuss, consider and take action regarding a Professional Service Contract with Freese & Nichols, Inc for engineering services related to the FM 1173 utility relocations and authorize the Mayor to execute said documents. Staff Resource: N. Vincent & J. Higgins
4. Discuss, consider and take action regarding approval of Prime Controls to install and set-up the SCADA system for water system and facilities monitoring for an amount not to exceed \$60,000. Staff Resource: J. Higgins
5. Discuss, consider and take action regarding approval of Ordinance No. 2024-802 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances by revising Chapter 6, "Health and Sanitation," Article 6.03, "Unsanitary, Unsightly or Objectionable Conditions," to repeal and replace entirety said article with a new

Article 6.03, “Unsanitary, Unsightly or Objectionable Conditions”; providing for incorporation of premises; providing for findings; providing for amendments to the code of ordinances; providing a cumulative repealer clause; providing for savings; providing for severability; providing for penalty, providing for a publication; providing for engrossment and enrollment; and providing an effective date. Staff Resource: L. Cabrera

6. Discuss, consider and take action regarding approval of Ordinance No. 2024-803 being an Ordinance of the City Council of the City of Krum, Texas amending the City’s Code of Ordinances by revising Chapter 8, “Offenses and Nuisances” to repeal and replace entirety said chapter with a new Chapter 8, “Offenses and Nuisances”; providing for incorporation of premises; providing for findings; providing for amendments to the code of ordinances; providing a cumulative repealer clause; providing for savings; providing for severability; providing for penalty, providing for a publication; providing for engrossment and enrollment; and providing an effective date. Staff Resource: L. Cabrera
7. Discuss, consider and take action regarding water and sewer rates for multifamily accounts and possibly send out a pamphlet that explains the reasons for the charges necessary for multifamily facilities. Staff Resource: M. Strand
8. Discuss, consider and take action regarding an exception to Section 2.06.002 of the Krum Code of Ordinances pertaining to the keeping of swine in city limits as requested by Cameron Hurley. Staff Resource: T. Hargis

#### **I. EXECUTIVE SESSION**

The City Council shall convene in Closed Session in accordance with Texas Government Code § Section 551.071 to obtain advice from the City Attorney and in accordance with Texas Government Code as follows:

1. § Section 551.072 for deliberation of the purchase, exchange, lease or value of real property.

#### **J. RECONVENE INTO OPEN SESSION**

The City Council shall convene in Open Session and may take action related to discussion in Executive Session.

1. Discuss, consider and take action regarding the possible purchase, exchange, lease or value of real property. Staff Resource: N. Vincent

#### **K. DISCUSSION ITEMS**

- |   |   |
|---|---|
| 1. Future of the Fire/Police Department | Staff Resource: K. Swindle & T. Hargis  |
| 2. Future of the New City Hall          | Staff Resource: N. Vincent & L. Cabrera |
| 3. Insurance Update                     | Staff Resource: C. Burkey               |

#### **L. FUTURE AGENDA ITEMS & STAFF REPORTS**

Staff updates on City Council items, current department activities, anticipated future agenda items, and responses to questions posed by members.

1. Agenda Planning Calendar

## M. ADJOURNMENT

### CERTIFICATION

I hereby certify that the above notice was posted on the official Public Notice Board at Krum City Hall, 146 W. McCart, Krum, Texas on or before Friday, February 2, 2024, at 11:00 a.m., in accordance with the Open Meetings Law, Texas Government Code, Chapter 551.



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Lisa Dawn Cabrera, TRMC, CMC  
City Secretary

#### CITY COUNCIL MEETING

Please join the meeting from your preferred device.

<https://meet.goto.com/714217997>

You can also dial in using your phone.

United States (Toll Free): [1 866 899 4679](tel:18668994679)

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